

## Message Text

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ACTION STR-07

INFO OCT-01 IO-13 ISO-00 STRE-00 AGRE-00 CEA-01  
CIAE-00 COME-00 DODE-00 EB-08 FRB-03 H-01 INR-10  
INT-05 L-03 LAB-04 NSAE-00 NSC-05 PA-01 CTME-00  
AID-05 SS-15 ITC-01 TRSE-00 ICA-11 SP-02 SOE-02  
OMB-01 DOE-15 AF-10 ARA-10 EA-10 EUR-12 NEA-11  
OIC-02 /169 W

-----021021 311821Z /47

R 311231Z MAY 78  
FM USMISSION GENEVA  
TO SECSTATE WASHDC 0243

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PASS STR ELECTRONICALLY

E.O. 11652: N/A  
TAGS: ETRD, GATT  
SUBJECT: GATT STUDY ON ARTICLE XIX

REF: STATE 136979

1. AT INFORMAL MEETING MAY 31 HOSTED BY DDG PATTERSON TO DISCUSS GATT STUDY ON ARTICLE XIX, EC DEL (ABBOTT) USED DELAYING TACTICS TO PUT OFF DECISION ON STUDY. HE ARGUED THAT STUDY WAS UNNECESSARY, THAT ALL RELEVANT INFORMATION WAS ALREADY AVAILABLE IN MTN SUB-GROUP ON SAFEGUARDS, THAT STUDY, IF IT WERE TO BE BALANCED, SHOULD LOOK AT SAFEGUARD ACTIONS TAKEN OUTSIDE OF ARTICLE XIX, AND THAT QUESTION OF INTERPRETATION OF PAST ARTICLE XIX ACTIONS SUCH AS U.S. OMA ON SHOEWEAR WOULD BE DIFFICULT TASK FOR SECRETARIAT.

2. LDC DELS (INDIA, EGYPT, PAKISTAN, HONG KONG) ARGUED AT LENGTH ON NECESSITY OF STUDY. PAKISTAN DEL (HAMID)  
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SAID THAT STUDY WAS NECESSARY TO KNOW THE PAST INTERPRETATIONS OF ARTICLE XIX SINCE EC HAD UNTIL 2-3 MONTHS AGO ARGUED IN MTN THAT SOME TYPE OF SANCTION FOR SELECTIVE ACTION HAD TO BE CREATED THEREBY IMPLICITLY RECOGNIZING THAT ARTICLE XIX DID NOT ALLOW SUCH ACTION. NOW EC ARGUES THAT ARTICLE XIX DOES ALLOW SELECTIVE ACTION. ABBOTT CONTENDED THAT EC ALWAYS BELIEVED ARTICLE XIX

ALLOWED SELECTIVE APPLICATION. HONG KONG DEL SAID THAT EC WAS OUT OF ORDER AND HAD NO REASON FOR BLOCKING STUDY; THAT IF EC WANTED BROADER STUDY TO EXAMINE ALL SAFEGUARD ACTIONS, WHETHER TAKEN UNDER ARTICLE XIX OR NOT, EC SHOULD PROPOSE A PARALLEL STUDY TO THE ONE THE LDCS HAD REQUESTED OF THE SECRETARIAT. HE AND OTHER LDCS SAID THEY WOULD NOT OBJECT TO SUCH AN ADDITIONAL STUDY BUT DID NOT WANT THE STUDY OF ARTICLE XIX BROADENED IN THIS WAY.

3. ABBOTT TOOK NOTE OF THE POSITIONS OF OTHERS BUT INDICATED THAT EC UNLIKELY TO BE READY TO AGREE TO STUDY BY TIME OF GATT COUNCIL JUNE 6. EC SUGGESTED THAT CHAIRMAN OF COUNCIL INDICATE BILATERAL DISCUSSIONS WERE CONTINUING ON THE MATTER AND THAT ITEM BE CARRIED OVER TO A FUTURE COUNCIL MEETING. HAMID, HOWEVER, SAID THAT HE DID NOT RULE OUT RAISING MATTER FOR DEBATE AND DECISION AT JUNE 6 COUNCIL, AND PATTERSON SCHEDULED ANOTHER INFORMAL MEETING FOR AFTERNOON OF JUNE 5 TO SEE IF AGREEMENT CAN BE REACHED.

4. AS INSTRUCTED REFTTEL, WE, FOR THE MOST PART, STAYED OUT OF DEBATE WHILE NOTING THAT WE COULD ACCEPT LDC PROPOSAL FOR STUDY. VANDEN HEUVEL

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NNN

## Message Attributes

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**Capture Date:** 01 jan 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** COMMITTEE MEETINGS, TRADE CONTROLS, TRADE AGREEMENTS  
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**Copy:** SINGLE  
**Draft Date:** 31 may 1978  
**Decaption Date:** 01 jan 1960  
**Decaption Note:**  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 20 Mar 2014  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
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